

BILL NO. Z-67-05- 30 *AMENDED*

ZONING MAP ORDINANCE NO. Z-121-67


AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. E-7.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

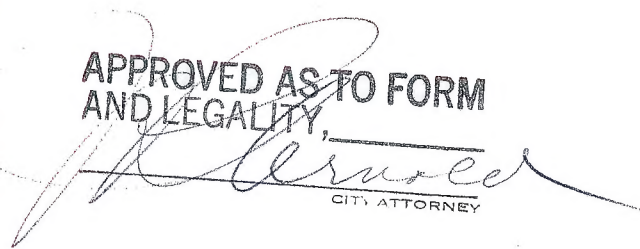
SECTION 1. That the area described as follows is
hereby designated an ^{RB}~~R-3~~ District under the terms of Chapter 36,
Municipal Code of the City of Fort Wayne, Indiana, 1946, as
amended by General Ordinance No. 2836; and the symbols on the
City of Fort Wayne Zoning Map No. E-7 referred to therein,
established by Section 9, Article III of said Chapter as amended,
are hereby changed accordingly, to-wit:

Lots Numbered 1, 2, 37, 38, 39 and 40 of
J. H. Feichter's Garden View Addition to
the City of Fort Wayne, Indiana, subject
to grants of easement and rights of way
for public utilities and public thorough-
fares, excepting therefrom the North
605 feet of Lots 37, 38, 39 and 40.

SECTION 2. This Ordinance shall be in full force
and effect from and after its passage, approval by the Mayor,
and legal publication thereof.



APPROVED AS TO FORM
AND LEGALITY,



CITY ATTORNEY

STATE OF INDIANA

COUNTY OF ALLEN

SS:

BEFORE THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, ALLEN
COUNTY, INDIANA

TO: The Common Council of the City of Fort Wayne, Allen
County, Indiana:

We, the undersigned, being the owners of the follow-
ing described property located in Allen County, State of
Indiana, to-wit:

Lots Numbered 1, 2, 37, 38, 39 and 40 of
J. H. Feichter's Garden View Addition to
the City of Fort Wayne, Indiana, subject
to grants of easement and rights of way
for public utilities and public thorough-
fares, excepting therefrom the North
605 feet of Lots 37, 38, 39 and 40,

which is now situated in an R-1 District, respectfully petition
the Common Council of the City of Fort Wayne, Allen County,
Indiana, to change the zoning of said tract from an R-1
District to an R-3 District.

Your petitioner would further show the Council that
the change of zone would be consistent with the character of
the surrounding neighborhood and would be for the best interests
and the general welfare of the immediate community.

WHEREFORE, your petitioner respectfully requests the
Council to change the zoning of said tract to an R-3 District.

Respectfully submitted,

FORT WAYNE MEDICAL INVESTMENT CORP.
By John W. Karssean
President

Attest:

Sam Murphy
Secretary

"OWNERS, LOTS 37 and 38"

A & G REALTY CORP.

By Arthur P. Aiken
President

Attest:

Nevin E. Aiken
Secretary

"OWNERS, LOTS 1, 2, 40, AND CONTRACT
PURCHASER OF LOT 39"

Walter R. Duhn
(Walter R. Duhn)

Anatolia Duhn
(Anatolia Duhn)

"CONTRACT SELLERS OF LOT 39"

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 23, 1967, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-67-05-30; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1967; and,

WHEREAS, this Plan Commission finds that in the interest of the public, and the spirit of the Zoning Ordinance, said proposed bill to rezone could be improved by deleting the letter and number "R3" and substituting therefor the letters "RB", and that such change amounts to perfecting the bill and does not constitute a fundamental change or one which will alter the identity of the proposal;

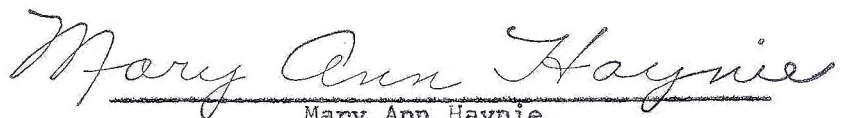
NOW THEREFORE, BE IT RESOLVED that said ordinance be amended by deleting the letter and number "R3" and substituting therefor the letters "RB"; and,

1. That such change amounts to perfecting the bill and does not constitute a fundamental change or one which will alter the identity of the proposal; and,
2. That as so amended, said ordinance DO PASS.

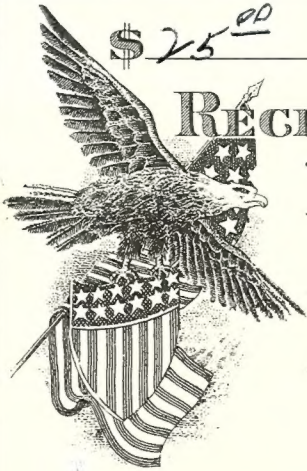
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1967.

Certified and signed this
28th day of July 1967.



Mary Ann Haynie
Secretary



\$ 25⁰⁰

May 4

1967 No.

RECEIVED OF

Maclyn T. Parker

Twenty-Five and ⁰⁰/₁₀₀

DOLLARS

Re-zone Petition

By I. H. Mc Kathne

Bill No. Z-67-05-30

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. E-7,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS. as amended

PHIL A. STEIGERWALD, Chairman

HERBERT G. TIPTON, Vice-Chairman

VERLIN H. BUCHANAN

JOHN H. ROBINSON

JACK K. DUNIFON,

Herbert G. Tipton
Verlin H. Buchanan
John H. Robinson
Jack K. Dunifon

Concurred In.
8-8-67 Fred L. Buchanan City Clerk

Read the first time in full and on motion by Steigerwald seconded by Buchanan and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) ~~(and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____, 196____, at _____ o'clock P.M., E.S.T.)~~

Date: 7/23/67 Walter C. Meyer
CITY CLERK

Read the third time in full and on motion by Tipton seconded by Hinga and duly adopted, placed on its passage.

Passed ~~(lost)~~ by the following vote:

AYES	<u>7</u>	NAYS	<u>0</u>	ABSTAINED	<u>1</u>	ABSENT	<u>1</u>	to-wit:
Buchanan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Dunifon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Fay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Hinga	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Nuckols	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Robinson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Rousseau	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Steigerwald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Tipton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Date 8.8.67 Fred G. Baraboo
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 3-121-67 on the 8th day of August, 1967.

ATTEST: (SEAL) Fred G. Baraboo CITY CLERK Allen J. Lawrence PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1967 at the hour of 10:00 o'clock A.M., E.S.T. Fred G. Baraboo CITY CLERK

Approved and signed by me this 9th day of August, 1967, at the hour of 11:15 o'clock A.M., E.S.T. Harold S. Zeis MAYOR

Common Council, City of Ft. Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head number of lines	-
Body number of lines	76
Tail number of lines	2
Total number of lines in notice	78

COMPUTATION OF CHARGES

78 lines, columns wide equals equivalent lines at 288¢ cents per line	\$ 22.46
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 22.46

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5 1/2 point
Number of insertions 2	Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 29, 1967

Title SECRETARY-TREASURER

Notice is hereby given that on the 8th day of August, 1967, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Zoning Map ordinance, to-wit:

Bill No. Z-67-05-30 (Amended)
ZONING MAP ORDINANCE NO. Z-121-67
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. E-7, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836; and the symbols on the City of Fort Wayne Zoning Map No. E-7 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit: Lots numbered 1, 2, 37, 38, 39 and 40 of J. H. Feichter's Garden View Addition to the City of Fort Wayne, Indiana, subject to grants or easement and rights of way for public utilities and public thoroughfares, excepting therefrom the North 605 feet of Lots 37, 38, 39 and 40.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

PHIL A. STEIGERWALD, Councilman.
Read the third time in full and on motion by Tipton seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote: Ayes, seven: Buchanan, Dunifon, Fay, Hinga, Nuckols, Robinson, Tipton.
Nays, none.

Abstained one, to-wit: Councilman Rousseau.
Absent one, to-wit: Councilman Steigerwald.

FUAD G. BONAHOOM, City Clerk.
Date: 8-8-67.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-121-67 on the 8th day of August, 1967.

ATTEST: (SEAL)

EDWIN J. ROUSSEAU, Presiding Officer.

FUAD G. BONAHOOM, City Clerk.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1967 at the hour of 10:00 o'clock a.m., E.S.T.

FUAD G. BONAHOOM, City Clerk.

Approved and signed by me this 9th day of August, 1967, at the hour of 11:15

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned MARTHA L. BRANNING who, being duly sworn, says that She is SECRETARY-TREASURER of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

August 18, 1967

August 25, 1967

Subscribed and sworn to before me this 29th day of August 19 67

Edith Stapleton
Notary Public

My commission expires March 8, 1970

Common Council, City of Ft. Wayne
(Governmental-Unit)

To JOURNAL-GAZETTE Dr.

Allen
County, Ind.

FORT WAYNE, INDIANA

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Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 22.46

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5½ point
Number of insertions 2	Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 29, 1967

Title ASSISTANT SECRETARY

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARNOLD F. SCHERER who, being duly sworn, says that he is ASSISTANT SECRETARY of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s., the dates of publication being as follows:

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Head	number of lines	<u>76</u>
Body	number of lines	<u>2</u>
Tail	number of lines	<u>78</u>
Total number of lines in notice		<u>78</u>

COMPUTATION OF CHARGES

<u>78</u> lines,.....columns wide equals.....equivalent lines at..... <u>288¢</u>	<u>\$ 22.46</u>
cents per line	
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
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Number of insertions..... <u>2</u>	Size of quad upon which type is cast..... <u>5½</u>

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SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

PHIL A. STEIGERWALD, Councilman.

Read the third time in full and on motion by Tipton seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote: Ayes, seven: Buchanan, Dunifon, Fay, Hinga, Nuckols, Robinson, Tipton.

Nays, none.

Abstained one, to-wit: Councilman Rousseau.

Absent one, to-wit: Councilman Steigerwald.

FUAD G. BONAHOOM, City Clerk.

Date: 8-8-67.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-121-67 on the 8th day of August, 1967.

ATTEST:

EDWIN J. ROUSSEAU, Presiding Officer.

FUAD G. BONAHOOM, City Clerk.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1967 at the hour of 10:00 o'clock a.m., E.S.T.

FUAD G. BONAHOOM, City Clerk.

Approved and signed by me this 9th day of August, 1967, at the hour of 11:15 o'clock a.m., E.S.T.

HAROLD S. ZEIS, Mayor.

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-121-67 passed by the Common Council on the 8th day of August, 1967, and that said Ordinance was duly signed, and approved by the Mayor on the 9th day of August, 1967, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 15th day of August, 1967.

SEAL

8-18, 25 Fuad G. Bonahoom, City Clerk.

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned MARTHA L. BRANNING who, being duly sworn, says that She is SECRETARY-TREASURER of the NEWS-SENT INEL

a DAILY newspaper of general circulation printed and published in the English language in the city } of FORT WAYNE, INDIANA
town

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August 25, 1967

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Notary Public

My commission expires March 8, 1970

Body number of lines

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Tail number of lines

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TOTAL AMOUNT OF CLAIM

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Title ASSISTANT SECRETARY

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State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARNOLD F. SCHERER who, being duly sworn, says that he is ASSISTANT SECRETARY of the JOURNAL-GAZETTE

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PHIL A. STEIGERWALD, Councilman.
Read the third time in full and on motion by Tipton seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote: Ayes, seven: Buchanan, Dunifon, Fay, Hinga, Nuckols, Robinson, Tipton.
Nays, none.
Abstained one, to-wit: Councilman Rouseau.
Absent one, to-wit: Councilman Steigerwald.
FUAD G. BONAHOOM, City Clerk.
Date: 8-8-67.
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-121-67 on the 8th day of August, 1967.
ATTEST: (SEAL)
EDWIN J. ROUSSEAU, Presiding Officer.
FUAD G. BONAHOOM, City Clerk.
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1967 at the hour of 10:00 o'clock a.m., E.S.T.
FUAD G. BONAHOOM, City Clerk.
Approved and signed by me this 9th day of August, 1967, at the hour of 11:15 o'clock a.m., E.S.T.
HAROLD S. ZEIS, Mayor.
I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-121-67 passed by the Common Council on the 8th day of August, 1967, and that said Ordinance was duly signed, and approved by the Mayor on the 9th day of August, 1967, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 15th day of August, 1967.
SEAL
8-18, 25 Fuad G. Bonahoom, City Clerk.